

**WASHINGTON COUNTY COMMISSION**  
**MEETING MINUTES**  
**SEPTEMBER 4, 2012**

The Regular Meeting of the Board of the Washington County Commission was called to order by Chairman Alan D. Gardner at 4:00 p.m. on September 4, 2012, in the Commission Chambers, Washington County Administration Building, St. George, Utah. Those in attendance were Chairman Alan D. Gardner, Commissioner James J. Eardley, Commissioner Dennis Drake, Washington County Administrator Dean J. Cox, Deputy County Attorney Eric Clarke, and Deputy County Clerk Christine Hall.

Commissioner Eardley led the Pledge of Allegiance.

**AGENDA**

**CONSENT AGENDA:**

The Consent Agenda is a means of expediting routine matters which come before the Commission for approval. The Consent Portion of the agenda is approved by one (1) non-debatable motion. If any Commissioner wishes to remove an item from the Consent Portion of the agenda, then that item becomes the first order of business on the Regular Agenda.

- Consideration of Auditor-Approved Claims for Payment for August 22, 2012, through September 4, 2012
- Consideration of Administrative Adjustments: Real Property (attached)
- Consideration of Administrative Adjustments: Personal Property (attached)
- Consideration of Applications for Property Tax Abatement:  
Norma Kirk, S/N SG-SCMST-1-12; Mark Savee, S/N V-32-A-1-B; Carter Gaffney, S/N AV-SZE-2-16; Eliot Hill, S/N W-MST-27; Annette Marler, S/N SG-RVC-3-16; Nicholas Maurer, S/N LV-VM-1-12; Nora Jean Nelson, S/N SG-RBE-A-9-D-1; Mona Sonntag, S/N SG-CWT-4-32; Bonnie Byington Carr, A/N 0059249; Joseph Iwanski, S/N W-SIEH-13; Ronald Smith, A/N 0626336; and Jamee Carter, S/N SG-SKE-14
- Consideration of Appointment/Re-Appointment of Executive Committee Members and Private Sector Members to the Washington County Economic Development Council for 2012 (attached)

**Actions of the Washington County Planning Commission Meeting / None**

**MOTION:** Motion by Commissioner Drake to Approve the Consent Agenda, with the exception of three (3) Requests for Property Tax Abatement, as follows: Account Numbers 0453236, 0858053, and 0853351. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

**REGULAR AGENDA ITEMS FOR CONSIDERATION:**

**MOTION:** Motion by Commissioner Eardley to Move Agenda Item Number Two (2), Presentation by County Seat / Chad Booth, to the last item on the Regular Agenda. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

**VOLUNTEER OF THE MONTH / CAROL HOLLOWELL**

Volunteer Center Director Carol Hollowell presented Cheryl Barney with a certificate as Volunteer Angel for her work with the Foster Grandparents Program. There are currently thirty-two (32) individuals serving as foster grandparents in Washington County elementary schools, assisting students with literacy needs. Ms. Barney is in her third year as a foster grandparent at Dixie Sun Elementary School, where she works with first-grade students in a dual language program.

Ms. Barney said that she enjoys working with the students in reading, spelling, and English, and she also helps the Spanish-speaking children with their studies.

**PURCHASE REQUEST(S): MARK BLANCH**

Habitat Conservation Plan, fencing materials for  
Confluence Park Trailhead (grant) ..... \$ 20,361.89

Robert Sandberg, Habitat Conservation Plan (HCP) Administrator, said that the County is required to provide a fifty percent (50%) in-kind match to acquire this funding.

*All purchases are budgeted, bonded, or paid for through grant funds.*

**MOTION:** Motion by Commissioner Drake to Approve the Purchase Request. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

**CONSIDERATION OF RESOLUTION NO. R-2012-1656, A RESOLUTION APPROVING THE EXECUTION OF AN INSTALLATION AND SERVICE AGREEMENT BETWEEN AMERICAN WIRELESS, INC., DBA AWI NETWORKS, AND WASHINGTON COUNTY FOR WIRELESS INTERNET SERVICE AT THE WASHINGTON COUNTY FAIRGROUNDS (TABLED AUGUST 7, 2012)**

Deputy County Attorney Eric Clarke explained that, in a unique situation, this resolution was intended to ratify a contract that was signed earlier. The County's general practice is to sign a contract after Commission approval, but occasionally a situation arises where time constraints require prior signing. The contract is not officially approved, however, until the Commission does so in a formal meeting. In this instance, the time urgency no longer applies, because the County Fair is over, and the County Commission could either ratify the contract or deny the resolution and send the contract out for bid, as is typically done, and award it to the lowest qualified bidder.

**MOTION: Motion by Commissioner Eardley to Deny Resolution No. R-2012-1656, a Resolution approving the execution of an Installation and Service Agreement between American Wireless, Inc., dba AWI Networks, and Washington County for wireless internet service at the Washington County Fairgrounds. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.**

**PRESENTATION: COUNTY SEAT / CHAD BOOTH**

No presentation was made today.

**COMMISSIONERS' REPORT**

It was announced that the official Commission Decision concerning the Conditional Use Permit for the Good Earth Minerals gypsum mine in the Sun River area of St. George will be made available as of the close of business tomorrow, September 5, 2012. Interested citizens are directed to the Washington County website: [www.washco.utah.gov](http://www.washco.utah.gov) for the full decision.

**PUBLIC WORKS OR ROAD BUSINESS**

Todd Edwards, with the Washington County Public Works Department, said that UDOT has received bids for the Old Highway 91 project arising out of the flooding of 2010, for which the County will receive federal funding assistance. The apparent low bidder on the project is Goren Construction, of Orem, Utah, in the sum of five hundred twenty-six thousand, eight-hundred and eighty-eight dollars and fifty-four cents (\$526,888.54), which is sixty thousand dollars (\$60,000) less than the Engineer's Estimate. The County will pay about 6.77% of that amount, or thirty-seven thousand and twenty-four dollars and thirty-five cents (\$37,024.35) with the federal government paying the balance. The contract is between UDOT and Goren Construction, with Washington County as the local contracting agency. Work will begin in April 2013.

**MOTION:** Motion by Commissioner Drake to Approve the Contract between Goren Construction and the Utah Department of Transportation (UDOT) for work to be performed on Old Highway 91 as a result of the flooding of 2010. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Gardner, Eardley, and Drake voting aye.

**COUNTY DEVELOPMENT AND PLANNING BUSINESS**

No items were presented today.

**Request A Closed Session**

There being nothing further to come before the Commission, the meeting was adjourned at 4:35 p.m.

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CHRISTINE S. HALL  
DEPUTY CLERK

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ALAN D. GARDNER  
CHAIRMAN